

SP 22.2, Service Contract Act

Substantive changes made for the 3-31-06 revision:

1. Deletes references to LLNL and LANL to make this into a lab-specific SP.
2. Changes exemptions consistent with the July 1, 2005 revision to 29 CFR 4.123.
3. Deletes definition of “commercial services” because all commercial services are not exempt. The definition of commercial services can be found in SP 2.1, *Definitions of Words and Terms - General*.
4. Includes reference to 29 CFR Part 541 in the definition of service employee.
5. Deletes reference to the DOL *Service Contract Act Directory of Occupations* in the section entitled, “Determination of Applicability . . .” LBNL will consult with the DOE Contracting Officer if applicability of the SCA is not easily determined.
6. Deletes all references to and instructions concerning Blanket Wage Determinations since DOL no longer issues Blanket Wage Determinations.
7. Deletes reference to the multipart carbon sets of SF 98. LBNL provides a paper draft copy of the SF 98 and 98a to DOE so that DOE can use the e98 process to request a wage determination from DOL. Includes a reference to where the forms can be obtained on the Procurement Server and to the DOE website that provides guidance in filling out the *Notice of Intention to Make a Service Contract and Response to Notice (referred to in the SP as “Notice”)*.
8. Changes time limits for submission of the *Notice* to be consistent with FAR guidelines.
9. Changes instructions regarding late receipt to indicate that DOE will be consulted rather than DOL.
10. Updates Prime Contract clauses to conform to Contract 31.
11. Adds DOE Order 350.1, Contractor Human Resources Management Programs to REFERENCES.

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